

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF VIRGINIA
ROANOKE

CLERK'S OFFICE U.S. DIST. COURT
AT ROANOKE, VA
FILED

JUN 11 2009

JOHN F. CONGGRAN, CLERK
BY:  DEPUTY CLERK

UNITED STATES OF AMERICA

v.

Gustavo Cardenas

ORDER OF DETENTION
PENDING TRIAL

CASE NO.: 7:09-MJ-277

In accordance with the Bail Reform Act, 18 U. S. C. § 3142(f), a detention hearing has been held. I conclude that the following facts require the detention of the defendant pending trial in this case.

FINDINGS OF FACT

- (1) There is probable cause to believe that the defendant has committed an offense:
(a) for which a maximum term of imprisonment of ten years or more is prescribed in _____.
- (2) The defendant has not rebutted the presumption established by finding 1 that no condition or combination of conditions will reasonably assure the appearance of the defendant as required and the safety of the community.

STATEMENT OF REASONS FOR DETENTION

I find that the credible testimony and information submitted at the hearing establishes that:
the defendant does not contest detention at this time but reserves the right to revisit the issue of release at a later date.

DIRECTIONS REGARDING DETENTION

The defendant is committed to the custody of the Attorney General or his designated representative for confinement in a corrections facility separate, to the extent practicable, from persons awaiting or serving sentences or being held in custody pending appeal. The defendant shall be afforded a reasonable opportunity for private consultation with defense counsel. On order of a court of the United States or on request of an attorney for the Government, the person in charge of the corrections facility shall deliver the defendant to the United States Marshal for the purpose of an appearance in connection with a court proceeding.

The Clerk is directed to send certified copies of this Order to the defendant or counsel for the defendant; to the United States Attorney, Roanoke, VA; and to the United States Marshal, Roanoke, VA.

ENTER: This June 10, 2009



Michael F. Urbanski
United States Magistrate Judge